



John

Docket No.: 172498-20

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: HAM, Demetrius C.

Group Art Unit: 3612

Serial No.: 10/722,235

Examiner: ENGLE, Patricia Lynn

Filed: November 24, 2003

Title: Vertical Door Conversion Kit

INFORMATION DISCLOSURE STATEMENT

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

In compliance with Applicant(s)'s duty under 37 CFR § 1.56, Applicant(s) hereby submit(s) the attached form(s) to bring information to the attention of the Examiner:

- ☐ PTO-1449
- ☐ PTO/SB/08A
- ☒ PTO/SB/08B

The information identified in this Information Disclosure Statement (IDS), including the attached form(s), may or may not be "material" pursuant to 37 CFR § 1.56, and the submission thereof by Applicant(s) shall not be construed as an admission that any such patent, publication or other information referred to therein is material or considered to be material (37 CFR § 1.97(h)), or even qualifies as "prior art" under 35 U.S.C. §§102-103 with respect to this invention unless specifically designated by Applicant(s) as such.

As explained in a paper filed in the present application on November 14, 2005, U.S. Patent No. 6,845,547, which issued from the parent application of the present application, is involved in a patent infringement lawsuit in the Central District of California. I have been informed by Plaintiff's counsel in that lawsuit that one of the defendants in that lawsuit, J.T. Bonn, Inc., has informed them that J.T. Bonn intends to allege that the products shown in the enclosed references were sold in 1997 and 1999. Applicant lacks sufficient information regarding these allegations, and therefore can neither admit nor deny whether they are true. Applicant expects that these allegations will be investigated further during the course of that lawsuit.

CERTIFICATE OF MAILING

I hereby certify that this paper or fee is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Mail Stop Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on this date listed below.

JANUARY 31, 2006

Date of Deposit

James Spindel

The filing of this IDS shall not be construed to mean that a search has been made or that no other material information, as defined in 37 CFR § 1.56, exists.

PAYMENT AND/OR AUTHORIZATION TO CHARGE FEES:

- ☐ A check in the amount of _____ is enclosed.
- ☒ The Commissioner is authorized to charge all fees due for the filing of this IDS, and to credit any overpayment, to Deposit Account No. 03-0678. Applicant(s) believe(s) the total fee due is \$180.

STATEMENT UNDER 37 CFR § 1.97(e)

Applicant(s) make the following statement(s), if checked below, which the U.S. Patent Office may or may not determine to be required for the filing of this IDS in accordance with 37 CFR §§ 1.97 and 1.98.

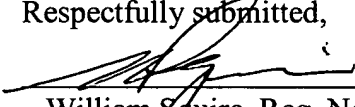
- ☐ Each item of information contained in this IDS was first cited in any communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of this IDS.
- ☒ No item of information contained in this IDS was cited in a communication from a foreign patent office in a counterpart foreign application, and, to the knowledge of the person signing this statement after making reasonable inquiry, no item of information contained in this IDS was known to any individual designated in 37 CFR § 1.56(c) more than three months prior to the filing of this IDS.

Dated:

Telephone: (973) 994-1700
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Respectfully submitted,

By:


William Squire, Reg. No. 25,378
Attorney for Applicant



PTO/SB/08B (07-05)

Approved for use through 07/31/2006. OMB 0651-0031

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it contains a valid OMB control number.

Substitute for form 1449/PTO

**INFORMATION DISCLOSURE
STATEMENT BY APPLICANT**

(Use as many sheets as necessary)

Complete if Known

Application Number	10/722,235
Filing Date	11/24/2003
First Named Inventor	HAM, Demetrius C.
Art Unit	3612
Examiner Name	ENGLE, Patricia Lynn
Attorney Docket Number	172498-20

Sheet 1 of 1

NON PATENT LITERATURE DOCUMENTS

Examiner Initials*	Cite No. ¹	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.	T ²
		'90 Honda Accord Invoice and Photographs, date unknown, 4 pages	
		'93 Toyota Camry Invoice and Photographs, date unknown, 5 pages	
		'93 Honda Civic Invoice and Photographs, date unknown, 3 pages	

Examiner
SignatureDate
Considered

*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

1 Applicant's unique citation designation number (optional). 2 Applicant is to place a check mark here if English language Translation is attached. This collection of information is required by 37 CFR 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 (1-800-786-9199) and select option 2.